

HB 1674 - S COMM AMD
By Committee on Ways & Means

ADOPTED 04/20/2007

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 43.06.460 and 2005 c 208 s 1 are each amended to read
4 as follows:

5 (1) The governor is authorized to enter into cigarette tax
6 contracts with the Squaxin Island Tribe, the Nisqually Tribe, Tulalip
7 Tribes, the Muckleshoot Indian Tribe, the Quinault Nation, the
8 Jamestown S'Klallam Indian Tribe, the Port Gamble S'Klallam Tribe, the
9 Stillaguamish Tribe, the Sauk-Suiattle Tribe, the Skokomish Indian
10 Tribe, the Yakama Nation, the Suquamish Tribe, the Nooksack Indian
11 Tribe, the Lummi Nation, the Chehalis Confederated Tribes, the Upper
12 Skagit Tribe, the Snoqualmie Tribe, the Swinomish Tribe, the Samish
13 Indian Nation, the Quileute Tribe, the Kalispel Tribe, the Confederated
14 Tribes of the Colville Reservation, the Cowlitz Indian Tribe, the Lower
15 Elwha Klallam Tribe, ~~((and))~~ the Makah Tribe, the Hoh Tribe, and the
16 Spokane Tribe. Each contract adopted under this section shall provide
17 that the tribal cigarette tax rate be one hundred percent of the state
18 cigarette and state and local sales and use taxes within three years of
19 enacting the tribal tax and shall be set no lower than eighty percent
20 of the state cigarette and state and local sales and use taxes during
21 the three-year phase-in period. The three-year phase-in period shall
22 be shortened by three months each quarter the number of cartons of
23 nontribal manufactured cigarettes is at least ten percent or more than
24 the quarterly average number of cartons of nontribal manufactured
25 cigarettes from the six-month period preceding the imposition of the
26 tribal tax under the contract. Sales at a retailer operation not in
27 existence as of the date a tribal tax under this section is imposed are
28 subject to the full rate of the tribal tax under the contract. The
29 tribal cigarette tax is in lieu of the state cigarette and state and
30 local sales and use taxes, as provided in RCW 43.06.455(3).

1 (2) A cigarette tax contract under this section is subject to RCW
2 43.06.455.

3 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
4 preservation of the public peace, health, or safety, or support of the
5 state government and its existing public institutions, and takes effect
6 July 1, 2007."

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7 On page 1, line 2 of the title, after "Tribe;" strike the remainder
8 of the title and insert "amending RCW 43.06.460; providing an effective
9 date; and declaring an emergency."

EFFECT: Adds the Hoh Tribe to the tribes that may enter into
cigarette tax contracts with the governor. Changes the bill title to
apply to both the Spokane Tribe and the Hoh Tribe.
Provides an emergency clause with a July 1, 2007, effective date.

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